

Senate Engrossed

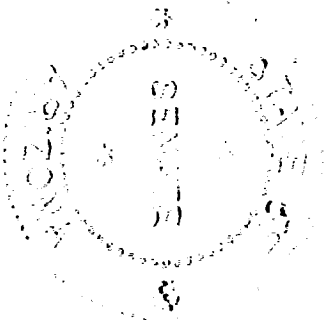
State of Arizona  
Senate  
Forty-fifth Legislature  
Second Regular Session  
2002

## **SENATE CONCURRENT RESOLUTION 1011**

### **A CONCURRENT RESOLUTION**

**PROPOSING AN AMENDMENT TO THE CONSTITUTION OF ARIZONA; AMENDING ARTICLE II, SECTION 22, CONSTITUTION OF ARIZONA; RELATING TO BAILABLE OFFENSES.**

**(TEXT OF BILL BEGINS ON NEXT PAGE)**



1 Be it resolved by the Senate of the State of Arizona, the House of  
2 Representatives concurring:

3 1. Article II, section 22, Constitution of Arizona, is proposed to be  
4 amended as follows if approved by the voters and on proclamation of the  
5 Governor:

6 22. Bailable offenses

7 Section 22. A. All persons charged with crime shall be  
8 bailable by sufficient sureties, except for:

9 1. Capital offenses, SEXUAL ASSAULT, SEXUAL CONDUCT WITH  
10 A MINOR UNDER FIFTEEN YEARS OF AGE OR MOLESTATION OF A CHILD  
11 UNDER FIFTEEN YEARS OF AGE when the proof is evident or the  
12 presumption great.

13 2. Felony offenses, committed when the person charged is  
14 already admitted to bail on a separate felony charge and where  
15 the proof is evident or the presumption great as to the present  
16 charge.

17 3. Felony offenses if the person charged poses a  
18 substantial danger to any other person or the community, if no  
19 conditions of release which may be imposed will reasonably  
20 assure the safety of the other person or the community and if  
21 the proof is evident or the presumption great as to the present  
22 charge.

23 B. THE PURPOSES OF BAIL AND ANY CONDITIONS OF RELEASE  
24 THAT ARE SET BY A JUDICIAL OFFICER INCLUDE:

25 1. ASSURING THE APPEARANCE OF THE ACCUSED.

26 2. PROTECTING AGAINST THE INTIMIDATION OF WITNESSES.

27 3. PROTECTING THE SAFETY OF THE VICTIM, ANY OTHER PERSON  
28 OR THE COMMUNITY.

29 2. The Secretary of State shall submit this proposition to the voters  
30 at the next general election as provided by article XXI, Constitution of  
31 Arizona.

PASSED BY THE HOUSE MAY 6, 2002.

PASSED BY THE SENATE MARCH 27, 2002.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 8, 2002.

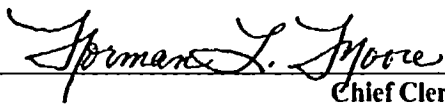
Passed the House May 6, 2002,

by the following vote: 37 Ayes,

21 Nays, 2 Not Voting



Speaker of the House

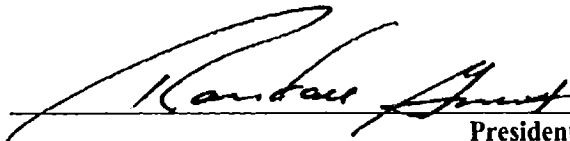


Chief Clerk of the House

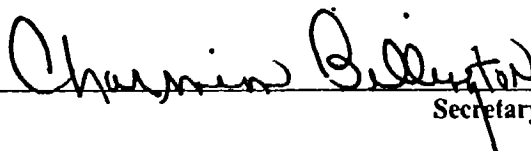
Passed the Senate March 27, 2002,

by the following vote: 16 Ayes,

14 Nays, 0 Not Voting



President of the Senate



Secretary of the Senate

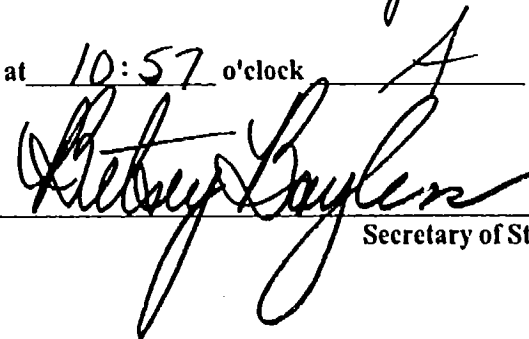
S.C.R. 1011

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 8 day of May, 2002,

at 10:57 o'clock A M.



Secretary of State